


2008-207-1

193565

South Carolina Department of Public Safety, State Transport Police

	US DOT # 1305028		Legal: CHARLES E MILLER & CHARLES STEWART Operating (DBA): C & C CHARTER & TOUR	
	MC/MX #: 639276		Federal Tax ID: [REDACTED]	
Review Type: Compliance Review (CR)				
Scope: Principal Office		Location of Review/Audit: Company facility in the U. S.		Territory: F
Operation Types Interstate Intrastate				
Carrier: Non-HM N/A		Business: Partnership		
Shipper: N/A N/A		Gross Revenue: \$20,000.00 for year ending: 12/31/2008		
Cargo Tank: N/A				
Company Physical Address:				
70 ACTON CT DALZELL, SC 29040				
Contact Name: CHARLES E MILLER				
Phone numbers: (1) 803-468-2925 (2) 803-316-2723 Fax				
E-Mail Address:				
Company Mailing Address:				
70 ACTON CT SUMTER, SC 29040				
Carrier Classification				
Authorized for Hire				
Cargo Classification				
Passengers				
Does carrier transport placardable quantities of HM? No				
Is an HM Permit required? N/A				
Driver Information				
Inter Intra		Average trip leased drivers/month: 0		
< 100 Miles:		Total Drivers: 1		
>= 100 Miles: 1		CDL Drivers: 1		
Equipment				
Owned Term Leased Trip Leased		Owned Term Leased Trip Leased		
Motor Coach 1 0 0				
Power units used in the U.S.: 1				
Percentage of time used in the U.S.: 100				

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JUN 14 2008
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C & C CHARTER & TOUR (CHARLES E MILLER & CHARLES S dba)
U.S. DOT #: 1305028

Review Date:
06/23/2008

Part B Violations

1 FEDERAL	Primary: 382.601(a)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
Description Failing to provide educational materials explaining requirements of part 382 and employer's policies. Example Driver's name - Charles Miller, Trip date - 05/28/2008. Driver have not received any educational materials explaining requirements of part 382 and employer's policies.					
2 FEDERAL	Primary: 382.603	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
Description Failing to ensure persons designated to determine that drivers undergo reasonable suspicion testing receive 60 minutes training for alcohol and/or 60 minutes of training for controlled substances. Example Driver's name - Charles Miller, Trip date - 05/28/2008. Mr. Charles Stewart, Partner/Supervisor have not received any training for alcohol and/or controlled substances.					
3 FEDERAL	Primary: 391.21(a)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
Description Using a driver who has not completed and furnished an employment application. Example Driver's name - Charles Miller, Trip date - 05/28/2008.					
4 FEDERAL	Primary: 391.23(a)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
Description Failing to investigate driver's background. Example Driver's name - Charles Miller, Trip date - 05/28/2008.					
5 FEDERAL	Primary: 395.8(f)	Discovered 3	Checked 31	Drivers/Vehicles In Violation 1	Checked 1
Description Failing to require driver to prepare record of duty status in form and manner prescribed. Example Driver's name - Charles Miller, Trip date - 05/28/2008. Driver is failing to show charter contract number on daily log.					
6 FEDERAL	Primary: 396.3(a)(2)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
Description Failing to inspect pushout windows, emergency doors, and emergency marking lights in buses at least every 90 days. Example Vehicle number - 103, 1992 MCI Bus, Trip date - 05/28/2008. Carrier is failing to record inspections conducted on pushout windows and emergency doors every 90 days.					





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Part B Violations

7 FEDERAL	Primary: 396.19(b)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description

Failing to maintain evidence of inspector's qualifications.

Example

Inspectors name - Larry Corley, Inspection date - 05/01/2008, Trip date - 05/28/2008.

Safety Fitness Rating Information:

Total Miles Operated 30,000
Recordable Accidents 0
Recordable Accidents/Million Miles 0.00

OOS Vehicle (CR): 1
Number of Vehicle Inspected (CR): 1
OOS Vehicle (MCMIS): 0
Number of Vehicles Inspected (MCMIS): 0

Your proposed safety rating is :

SATISFACTORY

Rating Factors		Acute	Critical
Factor 1:	S	0	0
Factor 2:	S	0	0
Factor 3:	S	0	0
Factor 4:	S	0	0
Factor 5:	N	0	0
Factor 6:	S	-	-

Corrective actions must be taken for any violations (deficiencies) identified on Part B of this report.





C & C CHARTER & TOUR (CHARLES E MILLER & CHARLES S dba)
U.S. DOT #: 1305028

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Part B Requirements and/or Recommendations

1. Conduct periodic internal reviews of your driver qualification, hours of service control, maintenance, accident analysis/reporting, training, and other safety systems to ensure continued compliance with the FMCSR.
2. Drivers may not have Commercial Driver Licenses (CDLs) from more than one state. Ensure that all drivers have only one current CDL that is not under suspension or revocation. Driver CDLs must also match the correct class of vehicle driven and have applicable endorsements for double/triple trailer, passenger, tank vehicle and/or hazardous material operation.
3. Review the circumstances under which a CDL is required. CDL and drug testing rules apply to both interstate and intrastate commerce.
4. Ensure that all drivers are fully and properly qualified before operating in interstate commerce. Maintain a complete file as required for each driver, documenting the qualification process.
5. Maintain all required controlled substance testing records including yearly summaries, quarterly summaries, test information, test results, records of training etc., as required by 49 CFR Parts 40 and 382 of the FMCSR.
6. Use of radar detectors or similar devices on commercial vehicles is illegal. Do not require or permit drivers to use them. Take appropriate disciplinary action against drivers if they are using such devices.
7. Require all drivers to prepare complete and accurate records of duty status for each day, and to submit them within 13 days. Maintain all duty status records on file, with all supporting documents, for at least 6 months.
8. Ensure that all documents supporting records of duty status (such as toll, fuel repair and other on-the-road expense receipts, as well as invoices, bills of lading, dispatch records, etc.) are kept on file for at least 6 months.
9. Obtain from any driver used for the first time (or intermittently) a signed statement showing the total time on-duty during the preceding seven (7) days and the time at which the driver was last relieved from duty.
10. New & intermittently used drivers must provide a signed statement showing their total time on-duty for the seven days preceding any trip. These records must be kept on file for 6-months.
11. Ensure that the persons or entities that perform preventative maintenance inspections on your equipment are abiding by agreed time or mileage intervals. Ensure that records are kept of such periodic preventative maintenance inspections. Take corrective action, if schedules are not being adhered to.
12. This report contains citations of regulations that are deemed serious in nature and could result in penalties against your company and/or your drivers.
13. This review will result in a Safety Rating.
14. A complete Educational and Technical Assistance package entitled "A MOTOR CARRIER'S GUIDE TO IMPROVING HIGHWAY SAFETY" is available free on the FMCSA website to assist you in complying with the safety regulations. It contains many forms and documents useful for improving the safety of your operations. Check: www.fmcsa.dot.gov/factsfigs/eta/index.html.
15. Ensure that all drivers subject to pre-employment, random, reasonable cause, post accident, return to duty, and/or follow-up controlled substance testing are tested as required by 49 CFR Parts 40 and 382 of the FMCSR.
16. Establish a system to control passenger-carrying drivers' hours of service. Do not dispatch drivers who don't have





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adequate hours available to complete assigned trips legally. Do not allow drivers to exceed the 10, 15, and 60/70-hour limits.

17. For questions about DOT numbers or biennial updates: 800-832-5660 or 703-280-4001
For questions about licensing, authority or MC numbers: 202-366-9805
For questions about insurance: 202-385-2423
For household goods complaints: 888-DOT-SAFT (888-368-7238)





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Part A

QUESTIONS regarding this report or the Federal Motor Carrier Safety or
Hazardous Materials rules may be addressed to the Office of Motor Carriers at:

South Carolina State Transport Police / Motor Carrier Compliance Unit
10311 Wilson Blvd. Building D-2 PO Box 1993
Blythewood SC 29016

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: CHARLES E MILLER

Title: PARTNER

Name: *Charles E. Miller*

Title: *Partner*



South Carolina Department of Public Safety, State Transport Police



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1305028

Legal: CHARLES E MILLER & CHARLES STEWART
Operating (DBA): C & C CHARTER & TOUR

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Federal Tax ID: [REDACTED]

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Location of Review/Audit: Company facility in the U. S.

Territory: F

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Shipper: N/A N/A

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Business: Partnership

Gross Revenue: \$20,000.00

for year ending: 12/31/2008

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DALZELL, SC 29040

Contact Name: CHARLES E MILLER

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E-Mail Address:

Company Mailing Address:

70 ACTON CT
SUMTER, SC 29040

Report Summary

Report	# of Pages
Part A - General	2
Part B - Violations	2
Part B - Recommendations	2
Review/Audit Receipt Page	1
Total Pages	7

Disclaimer: By signing below, I acknowledge that I have received a copy of this review/audit and agree with the total number of pages indicated (above) for each document. My signature does not imply agreement with the findings of the review/audit, however they have been discussed in detail with me.

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Person(s) Interviewed

Name: CHARLES E MILLER

Title: PARTNER

Name:

Title:

Reported By: *Eugene Daniel*

Title: *SIZ*

Code: SC0009 **Date:** 6/23/2008

Received By: *Charles E Miller*

Title: *Partner*

